

THE MYSORE LEGISLATIVE ASSEMBLY

TWENTY-SECOND DAY.

Tuesday, 15th July 1952.

The House met in the Assembly Hall, Old Public Offices, Bangalore, at Twelve of the Clock.

Mr. SPEAKER (Sri H. Siddaiya, B.A., LL.B.,) in the Chair.

QUESTIONS AND ANSWERS.

Gazetted Officers against whom allegations of corruption were levelled.

Q.—315. Sri H. S. RUDRAPPA (Honnali).—

Will the Government be pleased to state :—

(a) the names of the gazetted officers against whom allegations of corruptions were levelled ;

(b) the names of the Gazetted officers against whom actions were taken by the Anti-corruption Department ;

(c) the names of the officers who were punished and the nature of the punishment awarded to each of them ?

A.—Sri T. SIDDALINGAIYA (Minister for Industries).—

(a), (b) and (c) The names of the all the gazetted officers against whom allegations of corruption have been levelled cannot be disclosed.

A list of officers against whom allegations have been substantiated indicating therein the action taken in each case is laid on the Table of the House. [Copy placed in the Library of the Legislature No. 9—L.A. of 1952.]

Sri H. S. RUDRAPPA.—May I know the reason why the names of such officers cannot be disclosed ?

Sri T. SIDDALINGAIYA.—It is a well known principle of law that if anything is *sub judice* it should not be disclosed and discussed.

Sri H. S. RUDRAPPA.—In all questions of *sub judice* it is only the merits that will not be discussed, but

where is the difficulty in giving out the names of the persons ?

Sri T. SIDDALINGAIYA.—No. Where it involves their reputation, their honour and where there are vague allegations the names of persons should not be disclosed in the interest of public service.

Sri H. S. RUDRAPPA.—What is the difficulty in publishing the names of officers against whom allegations have been substantiated and proved ?

Sri T. SIDDALINGAIYA.—There is no objection for that.

Sri H. S. RUDRAPPA.—It is stated that action taken in each case is placed on the table. I find that no such thing has been laid on the Table.

Sri T. SIDDALINGAIYA.—The Hon'ble Member might come and look into that at any time he likes.

Sri H. S. RUDRAPPA.—May I know whether Government are going to keep the officer in suspension while the allegations are being substantiated or are they going to get the allegations proved while the officer is in office ?

Sri T. SIDDALINGAIYA.—It depends upon the merits of each case. Whenever there is any necessity we will give the officer against whom allegations have been levelled leave and go into investigation or we may suspend him and go into investigation.

Sri H. S. RUDRAPPA.—Are there any cases in which neither of the actions has been taken and the cases have not been proved because the officer is in office ?

Sri T. SIDDALINGAIYA.—It cannot be like that. I do not think there is any such case at all.

Sri H. S. RUDRAPPA.—Is it a fact that allegation was made against a previous Superintendent of Police, Shimoga District?

Sri T. SIDDALINGAIYA.—Notice.

Sri M. LINGANNA (Nanjangud).—May I know whether Government are in a position to disclose at least the number of cases that have been launched?

Sri T. SIDDALINGAIYA.—It cannot be readily given because the Hon'ble Member is asking information covering an indefinite period.

Sri M. LINGANNA.—May I know in how many cases action has been complete and in how many cases investigation is complete?

Sri T. SIDDALINGAIYA.—All those cases in which the final orders have not been made, are yet incomplete.

Sri M. LINGANNA.—May I know whether in all the cases final orders will be passed by the Government?

Sri T. SIDDALINGAIYA.—Yes. All final orders will be passed by the Government.

Sri M. LINGANNA.—May I know whether Government are likely to revise some of the orders?

Sri T. SIDDALINGAIYA.—Yes; in some cases, if they deserve.

Janab J. MOHAMED IMAM (Jagalur).—Are Government aware that the investigation takes unduly very long time?

Sri T. SIDDALINGAIYA.—Yes. Such cases have come to my notice and we are expediting investigation and decision.

Janab J. MOHAMED IMAM.—Are the Government aware that pending investigation officers are on leave for years and years together?

Sri T. SIDDALINGAIYA.—There is no such case of officers being on leave for years. If any such case is brought to the notice of the Government, we will set it right.

Janab J. MOHAMED IMAM.—How long was Sri U. K. Somappa on leave before final orders were passed?

Sri T. SIDDALINGAIYA.—It is fairly long; but I cannot give you the definite period.

Sri B. T. KEMPARAJ (Bangalore South—Scheduled Castes).—Is it neces-

sary to continue this department still further?

Sri T. SIDDALINGAIYA.—It does not arise out of this question.

Sri M. PALANIYAPPAN (Ulsoor).—Will the Government be pleased to state whether this department is necessary still in view of the present Cabinet being so very active and efficient?

Sri T. SIDDALINGAIYA.—We are considering this question from the point of view of distributing the responsibility for the removal of corruption by decentralisation. We are considering the question of decentralisation of the Anti-Corruption Department.

Sri B. NARAYANASWAMY (Mysore City South).—Is there any chance of referring to a court of law cases where allegations have been substantiated?

Sri T. SIDDALINGAIYA.—Yes. There are varieties of cases. In certain cases we ask the Director himself to take up investigation and pass orders, and in certain other cases he will ask the police to prosecute.

Sri B. NARAYANASWAMY.—Are there any such cases which have been referred to a court of law?

Sri T. SIDDALINGAIYA.—I said "Yes".

Sri B. NARAYANASWAMY.—Can the Hon'ble Minister tell me the number of those cases?

Sri T. SIDDALINGAIYA.—The number is not readily available.

Sri B. NARAYANASWAMY.—Under what charges are the Government going to prosecute those officers?

Sri M. SANKAR LINGE GOWDA (Nagamangala).—Corruption charges. (Laughter.)

Sri T. SIDDALINGAIYA.—Sri M. Sankar Linge Gowda says "Corruption charges". I accept it.

Sri B. NARAYANASWAMY.—Sri M. Sankar Linge Gowda is not the Minister.

Sri T. SIDDALINGAIYA.—He has given answer to such a question which need not have been put at all in the Assembly.